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Attorney for DUSTIN BROWN

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

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|-------------------------------|---|
| THE UNITED STATES OF AMERICA, |) No. 2:24-cr-268 WBS |
| Plaintiff, |) |
| |) STIPULATION AND |
| |) ORDER TO CONTINUE STATUS |
| v. |) CONFERENCE FOR BOTH DEFENDANTS |
| |) |
| DUSTIN BROWN and |) Requested status conference date: 5-27-2025 |
| MATTHEW MICHALAK, |) Time: 10:00 a.m. |
| Defendants. |) Judge: Hon. William B. Shubb |
| |) |
| ===== |) |

STIPULATION REGARDING A NEW STATUS CONFERENCE DATE OF MAY 27, 2025

It is hereby stipulated between the parties, Alexis Klein, Assistant United States Attorney, Todd Leras, attorney for defendant MATTHEW MICHALAK and Michael D. Long, attorney for defendant DUSTIN BROWN, that the status conference set for April 21, 2025, at 10:00 a.m. should be continued and re-set for **May 27, 2025, at 10:00 a.m.**

Mr. Long is in a jury trial before Judge Laurel White in Sacramento County that is likely to be completed in the first week of May. Mr. Long needs to continue to read the discovery, review the discovery with Mr. Brown, and assess the facts, the charges and Mr. Brown's defenses. Mr. Brown is housed in the Yuba County Jail in Marysville, which makes meeting with Mr. Brown more difficult.

The parties further agree that this court should make a finding of good cause for the requested extension and that in fact good cause is hereby shown. The government has provided

1 over 350 pages of discovery and many hours of video and audio recordings. The government has
2 made additional discovery available for review by defense counsel, including seized digital devices.
3 All attorneys continue to read and view the discovery, investigate the case and meet with their
4 respective clients. Counsel for defendants believe that failure to grant the above-requested
5 continuance would deny counsel the reasonable time necessary for effective preparation, taking
6 into account the exercise of due diligence.
7

8 All parties are available to appear in this case on May 27, 2025.

9 Each party further stipulates that the ends of justice served by granting such continuance
10 outweigh the best interests of the public and of all the defendants in a speedy trial. Time has already
11 been excluded through April 21, 2025.
12

13 All parties request the date of May 27, 2025, for the status hearing. The request for
14 extending the date for the status conference is at the specific request of each of the defendants and
15 with the knowing, intelligent and voluntary waiver of each defendant's speedy trial rights under the
16 law. The government agrees that a continuance is necessary. Good cause is hereby shown.
17

18 For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq.,
19 within which trial must commence, the time period from today's date to May 27, 2025, inclusive,
20 is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it
21 results from a continuance granted by the Court at defendants' request on the basis of the Court's
22 finding that the ends of justice served by taking such action outweigh the best interest of the
23 public and the defendant in a speedy trial.
24

25 Dated: April 9, 2025

Respectfully submitted,

26
27 /s/ Michael D. Long

MICHAEL D. LONG

Attorney for Dustin Brown
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/s/ Todd Leras

TODD LERAS

Attorney for Matthew Michalak

Dated: April 9, 2025

MICHELE BECKWITH

Acting United States Attorney

/s/ Alexis Klein

ALEXIS KLEIN

Assistant U.S. Attorney

ORDER

GOOD CAUSE APPEARING AND HAVING BEEN SHOWN, IT IS SO ORDERED.

The date for the status hearing in this matter is hereby re-set for **May 27, 2025, at 10:00 a.m.**, before District Court Judge William B. Shubb.

Time is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it results from a continuance granted by the Court at defendants' request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial. 18 U.S.C. § 3161(h)(1)(D). Time is excluded through the new hearing date of May 27, 2025.

Dated: April 11, 2025



WILLIAM B. SHUBB

UNITED STATES DISTRICT JUDGE